

12. This declaration was prepared in support of the City's Motion for Summary Judgment. Although it is entirely accurate, it is limited in its scope. There are many more observations I made that evening regarding plaintiff and the facts of that evening that are not included here, as I have been informed by my attorney that they are not relevant to this particular motion.

I declare under penalty of perjury pursuant to the laws of the State of California that the foregoing is true and correct.

Executed July 25, 2008, at San Francisco, California.

OFFICER NELSON ARTIGA